IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ADMIRALTY AND VICE ADMIRALTY JURISDICTION

ADMIRALTY SUIT NO. 24 OF 2004

Mrs. Pawdharao Devi and Ors ....Plffs.

vs.

M.V. Endeavour Oak and Anr. .....Defnds.

R.A. Fernandes for the plffs.

V.K. Rambharan for defendant no.1/2.

CORAM: S.U. KAMDAR, J.

DATE : 14TH JULY, 2005.

P.C. :

1. The parties to the present proceedings have filed consent minutes of the order. The said consent minutes of the order is taken on record and marked ‘X’ for identification. The defendant no.1 and 2 shall deposit the amount as mentioned in clause -3 thereof within a period of two days

from today. On such deposit being made the office of the Prothonotary and Senior Master is directed to invest the same in fixed deposit initially for a period of one year and renew the same from time to time till further orders. The amount so deposited shall be kept by the Prothonotary and Senior Master till any of the plaintiff applies for succession certificate and obtains such succession certificate from this court the plaintiff will be entitled to withdraw this amount against production of the succession certificate. For the purpose of obtaining succession certificate the court fee payable by the plaintiff is dispensed with in view of the fact that the plaintiff no.1, 2 and 3 being women and 4 and 5 being minor children. On such deposit being made by defendant no.1 and 2 in the office of the Prothonotary and Senior Master as mentioned above, the defendant no.1 and 2 stands discharged from the suit claim.

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